

NETFLIX, INC. vs. BLOCKBUSTER INC.**CASE NO. C 06 2361 WHA (JCS)****NETFLIX, INC.'S****EXHIBIT 4 (Part 2 of 2)**

TO

JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT*filed on November 15, 2006*

li-ró-pe \lir'ó-pé\ n, cap [NL, after *Lirope*, a nymph in Roman mythology] : a genus of stoloniferous scapose grass-leaved herbs (family Liliaceae) with short thick rhizomes and small whitish or blue or violet flowers in spikes or spikes and with a terminal overhanging spike

li-ró-pip \lir'ó-pip\ n, also *li-ró-pood* \lir'ó-púd\ n [ML *liropipum*, a long tippet or a extension of the peak of a hood and later attached to a medieval chaperon or forming part of the old clerical and academic dress] 2 obs: something (as a lesson, a role) to be learned

li-rók \lir'ók\ n -s [ME (northern dial.) *lerk*] *Scot* : WRINKLE

li-ró-nit \lir'ónít\ vb -ED/-ING/ -s *Scot* : WRINKLE

li-ro-co-nít \lir'ónít\ n [Sp, fr. Gr. *gkteros* resembling a lily, delicate (fr. *lirion* lily)] : krait powder (as krait dust) 4 E-16th more *liroconite* [LITERATE] : a hard, hydrous aluminum copper arsenate $Cu_4(Al_3O_4)(OH)_4 \cdot 4H_2O$ occurring in monoclinic crystals of a sky-blue or verdigris-green color (hardness 2-2.5, sp. gr. 2.88-2.99)

li-sa \lís'a\ n, pl *lis* or *lisises* [F, lit, lily, fr. OF, fr. pl. of (assumed) *li*, fr. L *lilium* — more at *Lily*] : FLEUR-DE-LIS

li-sa var of *LIS*

li-sa \lís'a\ n -s [Sp, fr. OSP *lisa*] 1: either of two gray millets (*Mitchella repens* or *M. ciliata*) of the tropical western Americas regarded as salt-tolerant 2: also *lisa franca* *lisa franca* \lís'a frán'chá\ n [Sp, fr. French *lisa*] : TEPOUNDER

li-saw \lís'a\ n, also *li-shaw* \lís'ho\ n, pl *lisaw* or *lisaws* us cap : LISU

li-sa-bon \lís'a-bón\ adj, usu cap [fr. *Lisbon*, Portugal] : of or from Lisbon, the capital of Portugal; of the kind or style prevalent in Lisbon

li-sa-e-ran purple \lís'a-rán\ n [LITERAN prob. by shortening & after, *lisa*, *lisa*] : a strong reddish purple that is bluer, lighter, and stronger than average fuchsia purple and redder and paler than purple orchid or phlox purple

li-sh \lís'h\ adj [origin unknown] *dial Brit* : lith and quick; nimble

li-si \lís'i\ n -s [native name in the Solomon Islands] : a Solomon Islands canoe built of planks and with a high upturned stem and stern

li-sk \lís'k\ n [M.D. *liske*, of Scand. origin, skin to ON *lisk*, *lisk* from OSW & ODAN *liske*; akin to OE *lisco* grain, M.LG. *lische* grain, MD *lise* thin skin, G *dial* (Switzerland) *lisch* loose, OE *losian* to get lost — more at *Loss*] *dial Brit* : ORON

li-skárd-ite \lís'kárd-ít\ n -kád-\ n -s [M.E. *liskeard*, its locality & -ite] : a mineral (Al, Fe, $Al_2O_3(OH)_4 \cdot 5H_2O$) consisting of a basic hydrous arsenate of aluminum and iron

li-sp \lís'p\ vb before pause or consonant \lís'p\ or *lisgo* thread n -s [Fr. *lisgo* (from *Lille*, France, where it was first manufactured); a *spun* tightly twisted thread usu. made in two or more plies of long-staple cotton and used chiefly in making hosiery, underwear, and gloves

li-sp sometimes in mockery \lisp\ vb -ED/-ING/ -s [ME *wilspen*, *lispen*, fr. OE *wilspian*; akin to MD & OHG *lispen* to speak unclearly, stammer, stutter, *lispa*, Norw. *dalisp*, Sw. *lispal*] 1 a: to pronounce the sound of *th* (imperfectly esp by giving the sound of *th* (imperfectly adjusting the position of speech causes children to ~) (some people ~ when they first wear an upper denture —H.E. Kessler) b: to speak falteringly or with a lisp (look you ~, and wear strange suits —Shak.) (children often ~ when they first learn to talk) 2: to make a sound resembling a lisp (bits of dirty newspaper ~ed along —Elizabeth Taylor) 3: ~ to utter falteringly or with a lisp (at his mother's knee first & his ABC's) (is ~ed for the *r* which the baby can't pronounced —E.C. Smith) (denies lower her eyes and ~s a soft reply)

2: lisp \lís'p\ n -s 1: a speech defect or affection characterized by the imperfect pronunciation of sibilants, esp. the substitution of interdental sounds; act of lisping (speak with an engaging —Charles Dickens) 2: a sound resembling a lisp (the rhythmic ~ of sandal straps —L.C. Douglas)

li-spend \lís'p-end\ n -s [NL *spendere*, fr. *spendere* to waste] 1: a written note used legally to law to record in a public office of a pending lawsuit; identifying the principals, the court, and the specific property in controversy 2: the legal doctrine that one dealing with or purchasing an interest in property involved in pending litigation with actual or constructive knowledge of the existence of that litigation is subject to all the rights of others adjudicated in that litigation

li-spé \lís'pé\ n -s [pronounce at *lis-pé*] n -s [ME *lyspre*, fr. *lispre* to lisp] 1: a person that lisp

li-spé \lís'pé\ n -s [M.E. *lis*, gerund of *lispen* to lisp] 1: defective pronunciation of sibilants (interdental *th*) 2: *LISP* 2 (the first ~s of Greek art —Florence Simmonds) (low ~s of the summer rain —H.W. Longfellow)

li-spíng adj [fr. pres. part. of *lispi*] characterized by a lisp or lisp - *lisping-ly* adv

li-spund \lís'pünd\ or *li-spound* \lís'pünd\, *paünd*, *pan'd* n -s [LG *lispund*, fr. *lis* live, *spund* live, *lis*, *lis*, *livonian* + *spund* pound, akin to Old Norse *spund* —more at *bound*] any of various units of weight of the Shetland and Orkney Islands varying from 12 to 30 or more pounds

li-sus or *li-su* n, pl *lisus* [fr. Gæl *llos*, fr. MR *liss*, *less*; akin to W *lys* court] : an ancient Irish fortification or storage place enclosed by a circular mound or trench or both

li-sus or *li-sus* comb form [NL, fr. Gk *lissos*, *lissos*, *lissos*; prob. akin to OE *liss* lime —more at *LIME*] : smooth (septentrional) (*lissotagellata*)

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li-sus-pund \lís'pünd\ or *li-spound* \lís'pünd\, *paünd*, *pan'd* n -s [LG *lispund*, fr. *lis* live, *spund* live, *lis*, *lis*, *livonian* + *spund* pound, akin to Old Norse *spund* —more at *bound*] any of various units of weight of the Shetland and Orkney Islands varying from 12 to 30 or more pounds

li-sus or *li-su* n, pl *lisus* [fr. Gæl <

array, marshal, ¹ (a) : to put in order : make neat or orderly ² (b) : to dress (as a horse) ³ (c) : to manage by rule or regulation ⁴ (d) : to ed his affairs to the tempo of an earlier day — *Amer. Guide Series: Ind.* (the marshal controlled and ~d their economy in a mercantile fashion — *B. F. Furness, 1918*) ⁵ (e) : to add to; hold in order ⁶ (f) : to give orders to : COMMAND ⁷ (g) : to be done (dissolving the Diet and ~ing new elections — *F.A. Ogg & Harold Zink*) ⁸ (h) : to ordain by fate : DESTINE (it was so ~d of God) ⁹ (i) : to command to go or come to a specified place (was ~d in distant post) ¹⁰ (j) : to ordain for misbehavior ¹¹ (k) : to give an order for : secure by an order (having forgotten to ~ his chauffeur — *Cleveland Amory*) ¹² (l) : a mean or method of doing something ¹³ (m) : to give an order to (the doctor) ¹⁴ (n) : to give an order to (the driver) ¹⁵ (o) : to take a particular course with : deal with ¹⁶ (p) : to make ready : PREPARE ¹⁷ (q) : to bring (a person) into order ¹⁸ (r) : to bring (tobacco leaf) into order ¹⁹ (s) : to bring about order : REGULATE, DIRECT ²⁰ (t) : a renascence of the spirit that ~s and controls — *H.G. Wells* ²¹ (u) : to issue commands : COMMAND ²² (v) : to turn to ~ next week) ²³ (w) : to give or place an order (be sure to ~ before it's too late) ²⁴ (x) : to become the object of order (the slackers are ~ing with renewed strength — *George S. Kaufman, 1928*) ²⁵ (y) : to put in order (a number of things) in their proper places or into a fit place, esp. in an interrelation or organization, ORDER in the sense of to put in a given sequence is somewhat archaic; in more general current use it means to put into an interrelationship thought of as reasoned or effective or to dispose so that system is achieved or confusion or friction is eliminated (the ceremony is not well ordered; if there is no single ceremony, but a group, there is little order) — *G.L. Jones* ²⁶ (z) : to cause to be put in order (without conscious ordering) — *W.L. Sperry* ²⁷ (aa) : to order affairs as they choose ²⁸ (bb) : to order (trees, lawns, terraces, rock gardens, paved walks, and many benches, all cleverly ordered in harmonious composition — *Amer. Guide Series: N. Y. City*) ²⁹ ARRANGE is usu. used to apply a putting of things in a proper, fit, or pleasing sequence or relationship, often by straightening or adjusting to fixed circumstantial things, sometimes, however, suggesting contrivance or arrangement of things to a given end (the artist ~s the picture on a desk) (each of us arranges the world according to his own notion of the fitness of things — *Joseph Conrad*) (made his bed and arranged his room) ³⁰ — *Willa Cather* (the distressingly difficult task of arranging a peaceful world — *K.F. Mather*) ³¹ (cc) : to arrange things so that Father could go to Santa Fe — *Mary Austin* ³² MARSHAL implies assembling and arranging (of things, or sometimes diverse elements of a thing) esp. in preparation for or to facilitate a particular move or operation, esp. in the government; it has been applied to the political work of the Communists — *W.H. Auden* ³³ (dd) : to marshal the support of science — *A.T. Waterman* ³⁴ (ee) : to marshal his facts and arguments with lucidity and detachment — *Times Lit. Supn.* (marshaled the evidence in his client's behalf — *H.D. Hazelline*) ³⁵ (ff) : to marshal a case before going into court) ³⁶ ORGANIZE implies an arrangement in which several or many parts function in smooth interrelation (out most successful historians . . . can organize their materials clearly and cogently — *G.W. Carleton*) (man, as a social animal, . . . has organized and . . . organized his environment — *Binyon*) ³⁷ METROPOLE differs from SYSTEMATIC in suggesting more the imposition of orderly procedure than a fixed scheme (modern criticism has developed a number of specialized procedures of its own and methodized them, sometimes on the analogy of scientific procedure — *S.E. Hyman*) ³⁸ syn see in addition COMMAND ³⁹ order arms ⁴⁰ (fr, the imper. phrase order, arms) : a position in the manual of arms in which the rifle is held vertically at the right side with the butt on the ground — often used as a command ⁴¹ order bill of lading : a negotiable receipt and contract between carrier and shipper by which legal possession of the shipment may be ordered by endorsement from person to person — compare STRAIGHT BILL OF LADING ⁴² orderboard ⁴³ (a) : a manual signal used at railroad stations, a vertical position of the signal indicating that there are no orders, horizontal position indicating that there are orders approaching the station ⁴⁴ (b) : a book in which orders from customers are entered : a specially printed book for making multiple copies of orders including one for the customer ⁴⁵ often cap O & B : a calendar of future business of a session of the English House of Commons or other legislative body of the British Commonwealth — called also order paper ⁴⁶ order buyer ⁴⁷ (a) : a buyer who purchases (as produce or live stock) for another's account ⁴⁸ (b) : a person who is ordered by order: as a ; marked by systematic arrangement, carefully regulated or managed (there was an ~ life — *C.B. Flood*) (my quiet, ~ house — *L.E. Smith*) ⁴⁹ (c) : marked by a regular or harmonious arrangement or disposition : arranged or disposed so as to form a pattern (the trim and landscape — *Oscar Handlin*) (society before the industrial revolution . . . was ~ and relatively stable — *R.C. Beatty*) (the ~ structure of crystals — *J.L. Hoard & Seymour Galter*) ⁵⁰ (d) of a solid crystal characterized by a regular arrangement of repeat and absolute atoms ⁵¹ ordered lattice ⁵² (e) the regular lattice of a substitutional alloy in which the substituted atoms occur in a regular order ⁵³ spacing ⁵⁴ order-er ⁵⁵ (v'ð(r)də(r)) n -s [alter. of ME orderour, fr. order to order + -er - or - more at ORDER] : one that orders ⁵⁶ order-in-council ⁵⁷ (v'ð(r)də(r)) n, pl orders-in-council : an order having the full force of law that is issued by the British monarch acting by and with the advice of the Privy Council or by a government or similar body of a member nation of the British Commonwealth usu. as a means of giving legal effect to a decision of the cabinet in areas not involving parliamentary action (the promulgation of orders-in-council both in pursuance of royal prerogative and under authority of statute — *F.A. Ogg & Harold Zink*) ⁵⁸ ordering n -s [ME fr. perund of orden to order] : the act, a process, or the result of ordering ⁵⁹ (a) : MANAGEMENT ⁶⁰ (b) : to have the ~ of things in its hands (John Buchanan) ⁶¹ (c) : mode or product of ordering : ARRANGEMENT (the politis is a certain ~ of the inhabitants of the polis — *C.H. McIlwain*) (the distinction between the two ~s of knowledge — *C.W. Berenda*) ⁶² (d) : the process of applying water to tobacco either as steam, moist air, or spray to make it soft and pliable for handling ⁶³ order-less ⁶⁴ (v'ð(r)də(r)ləs) adj : lacking order, regularity, or system; DISORDERLY ⁶⁵ order-ly ⁶⁶ (v'ð(r)də(r)lē) adv : the quality, or state of being ordered ⁶⁷ order-ly ⁶⁸ (v'ð(r)də(r)lē) adv [ME fr. ordre, order + -ly (adv. suffix)] : in or according to due order : REGULARLY, METHODICALLY, DULY (will find the following lessons ~ arranged — *Whitcomb Crichton*) ⁶⁹ orderly ⁷⁰ (v'ð(r)də(r)lēr) adj [order + -ly (adj. suffix)] 1: a : arranged, disposed, or organized in some order, pattern, or sequence : conforming to plan ⁷¹ (b) : neat, tidy, and well-arranged (the orderly room — *Amer. Guide Series: Mich.*) ⁷² (c) : rows of books and papers ⁷³ (d) : not disordered (the room is ~) ⁷⁴ (e) : neat, tidy (found the room and its belongings in ~ condition) ⁷⁵ (f) : governed by order or system : not haphazard ⁷⁶ (g) : governed by law or rule : not lawless ⁷⁷ (h) : regulated, systematic (gives rise to ~ involuntary motor responses — *H.G. Armstrong*) (a series of ~ actions at regular hours — *Ellen Glasgow*) ⁷⁸ (i) : characterized by methodical ways or procedures : systematic in action or thought (an ~ mind) (an ~ person) ⁷⁹ (j) : reflecting or exhibiting a methodical mind or temper (admired his ~ ways) ⁸⁰ (k) : having regard for good order, authority, or rule : not unruly : PEACEFUL

quiet **thrifly**, **New England** **Alar Nevin's & His comager** (the parts of provincial Africa which lay near the desert was less, — **John Bryce**, *3* relating to or charged with the organization of military orders

orderly, **METHODICAL**, **SYSTEMATIC** can apply to what follows closely a set arrangement, design, or pattern. **ORDERLY** implies an observance of due sequence or proper arrangement as in the disposition of things, in the observance of rules, in keeping a place free from litter, or in the making of a plan or the following of a scheme (an **orderly** setting of a table) (an **orderly** election) (an **orderly** household) (an **orderly** housekeeper) (an **orderly** mind) **METHODICAL** is applied to what is worked out, usually, in advance, or that is logical or inevitable (a **methodical** search for the facts) (a **methodical** course of instruction) (a **methodical** cleaning up of a yard) (a **methodical** housekeeper following a more or less fixed routine) **SYSTEMATIC** comes close to **METHODICAL**, but puts stress upon the integrity and completeness of the order adopted or followed (a **systematic** course in astronomy) (a cold-blooded and **systematic** destruction of one's enemies) (a **systematic** devotee of physical destruction) **ORDINARY** (a **systematic** working of a **system**) **ordnance** *1* : a soldier who attends a superior officer to carry his orders or to give other service; *2* : a soldier detailed to look after a room or otherwise assist in a hospital ward *2* : a hospital attendant who does routine or heavy work (as cleaning, carrying supplies, or moving patients to surgery)

orderly book, *Brit* : a book kept at a military headquarters in which orders and instructions received from higher authority are recorded

orderly officer *1* *Brit* : OFFICER OF THE DAY *2* *Brit* : **ORDERLY** *1* : a room in barracks sometimes occupied by the first sergeant that contains the company, troop, or battery records and is used for company business

orderly sergeant *n*, *archaic* : FIRST SERGEANT

order of a reaction : a number that relates the rate of a chemical reaction with the concentrations of the reacting substances: the sum of all the exponents of the terms expressing the concentrations of the molecules or atoms participating in the reaction **compare FIRST-ORDER REACTION, SECOND-ORDER REACTION, THIRD-ORDER REACTION, ZERO-ORDER REACTION; MOLECULARITY**

order of battle *1* : a particular disposition of troops or ships made in preparation for combat *2* : a tabular compilation by unit showing organization, commanders, movements, and other details over an extended time

order of business *1* : the precedence or priority under the rules or practice of a deliberative or legislative body in which different proceedings, events, motions, and general business will be considered as will take place *2* : a program or sequence of different matters or classes of business arranged in the order in which they are to be taken up by an assembly *3* : a matter or problem calling for attention or solution : TASK (the problem of congestion is the first order of business with the commission —S.H.Hofstader)

order of contact : a numerical measure of contact equal to the least number of contacts that coincide

order of magnitude *1* : ORDER (2) (two explosions of the same low order of magnitude) *2* : a range of magnitude extending from some value to ten times that value (two quantities are of the same order of magnitude if one is no larger than ten times the other, but if one is one hundred times the other it is larger by two orders of magnitude)

order of service : the arrangement of the various parts of a religious service in Protestant Christianity

order of the day : *1* : the order of business appointed for a particular day *2* : AGENDA (order of the day will include three confessions, rosary in common, confessions —Springfield (Mass.) Union); esp : the order of business appointed for a legislative body for a given day (the House .. proceeded to the order of the day —Christophe Morley) *b* : a stage of a bill or other matter that the House of Commons or other legislative body of the British Commonwealth has ordered to be taken into consideration on a particular day (the statement issued by a commander to his troops in commemoration of some achievement) *3* : the salient, characteristic, or dominant custom, theme, feature, or activity of a particular time : HALLOWEEN, KEYNOTE (lavishness is the order of the day —Betty Pepis) (minuet, cancan, and ballet were the order of the day —N.Y. Times) (expansionism was the order of the new day —R.H.Brown)

order of worship : the arrangement of the various parts of a worship service in Christian religion

order of work, *archaic* or *Obs.* : ORDER BOOK *2*

order pro Confesso *n* : an order in U.S. equity practice that takes a bill as confessed for want of appearance or want of answer

orders pl of ORDER, *pres 3d sing of ORDER*

order up *v* *1* : to summon up for active military duty : call up (ordered up all the militia regiments) *2* : to direct an opposing dealer to take (the run) into his hand and carry in entire (commonly used in the sense of a particular day, as in a station wagon issued by a commander to his troops in commemoration of some achievement) *3* : the salient, characteristic, or dominant custom, theme, feature, or activity of a particular time : HALLOWEEN, KEYNOTE (lavishness is the order of the day —Betty Pepis) (minuet, cancan, and ballet were the order of the day —N.Y. Times) (expansionism was the order of the new day —R.H.Brown)

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ordinal *"ad* [LL *ordinatus*, *tr*, *ordin.*, *ordo* order + *-al* — more at ORDER] *1* : being of a specified order or rank (as sixth) in a numerical series *2* : of or relating to an order (family and names) of fish or birds as usually embodied in the text —N.Y. Herald Tribune (bird)

ordinal number : a number designating the place (as first, second, third) occupied by any item in an ordered sequence —distinguished from cardinal number; *see* NUMBER table

ordi-nance *ord'n(n)is, -n(d)s* *n* *s* [ME ordnance, fr. ML *ordinantia*, fr. *ordinant*, *ordinans*, *ord.* part of *ordinare* to put in order, arrange, appoint + *-bilis* — able more at ORDINATE] : capable of being ordered or arranged

ordi-nal *ord'nal(n)is, -n(d)s* *n* *s* [ME *ordinale*, fr. LL, neut. of *ordinans*, *ord.*] *1* **use cap** *a* : a book containing directions for Roman Catholic services every day in the year *b* : a collection of forms to be used in the Anglo-Catholic communion in the consecration of breads and the ordination of priests and bishops *2* [LL *ordinale*, *ordinatis*, *ord.*] *adj* *ordi-nal number* *3* : the divisor in a fraction as spoken or written out (as hundredth in one hundredth or hundredths in three hundredths)

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ordi-nance *ord'n(n)is, -n(d)s* *n* *s* [ME ordnance, fr. ML *ordinantia*, fr. *ordinant*, *ordinans*, *ord.* part of *ordinare* to put in order, arrange, appoint + *-a-ya* — more at ORDINATE] : a therapeutic decree or order (as of a physician) *~* on the other way over the whole land (—Walt Whitman) *b* : a public administrative rule or law promulgated by governmental authority; as: (1) one of a number of laws or regulations issued at various periods of English history without the assent of one of the three powers (Crown, House of Lords, and House of Commons) necessary to an act of Parliament (2) : a regulation or decree promulgated in Great Britain by any authority less than the sovereign enacting power (3) : any of several acts of the U.S. Congress under the authority of the federal *14th* amendment (4) a regulation enacted by a city council or other similar body under powers delegated to it by the state *2* : the act or an instance of ordering or arranging

DI-REC-TION, DIS-PEN-SA-TION, CON-TROL (In substance upon a higher and rational *~* throughout the world —G.G.Coulton) *b* : something ordained or decreed by fact or a deity; a decree or disposition of divine or providential origin (an *~* of the Christian God —G.F.Hudson). *obs* : ordained or appointed place or condition *3* : a established rule, power, or authority (a positive *~* that should not be shaken until less force were done —John B. Bennett) *b* : an established and fully authoritative religious ceremony, rite, or usage that is not considered a sacrament *syn* see LAW

ordi-nand *ord'n(n)and, -n(d)s* *n* *s* [LL *ordinandus*, gerundive of *ordinare* to ordain — more at ORDAIN] : a person about to be ordained

ordi-nant *ord'nat(n)ad* [L *ordinant*, *ordinans*, pres. part.] : that ordains, decrees, or regulates

ordinant *"n* *s* [LL *ordinant*, *ordinans*, pres. part.] : a person who ordains

ordi-nary *ord'ri(n)er* *n* *s* [L *ordinarius*, *ord.*] *1* : the administrative division of a particular Roman Catholic diocese or archdiocese *2* : a group of members of an Eastern

Edward Bok) — into question **adv** : up for or subject to discussion in which doubt is cast — **usu**, used with **bring** or **call** or **come** (bring several of the current belief of the question to the attention of the Indians) **v** : (as in) that all the former systems of classifying ancient as well as more recent fossil men should be brought into question — **R.W.Murray** — out of question **archaic** : UNQUESTIONABLY **out** of question, 'tis Maria's hand — **Shak.**) — out of the question **1** : alien to the question or subject being discussed **2** : not worthy of consideration : not to be thought of (such a course is **out** of the question) **3** : IMPOSSIBLE (sleep during this interval was **out** of the question — **T.L.Peacock**)

question **\"v** **questioned**, **questioning** : questioning (questioning \b>(h)chan> \b>(h)chan>) **n** : to ask a question of or about (the Indians as to the river's name — **Amer. Guid. Serier: Minn.**) (**~** the absence of a club member) **2** **a** : to subject to judicial or police examination (**~ a suspect**) **b** : to call to account : ACCUSE, CHARB **3** **a** : to express doubt about : demonstrate lack of conviction about : CHALLENGE, DISPUTE (**the honesty of these writers is unquestionable**, however much their competency may be — **Edgar A. Guest**) **b** : to call to account (**~ed the Indians**) (**~ed her wisdom in staying on the farm — E.T.Thurston**) **b** : to subject to analysis : EXAMINE, RESEARCH, PONDER, CONSIDER (**Babylonian sages who ~ed the stars in their efforts to measure time — W.K.Ferguson**) (**no more accustomed to ~ language than to ~ the weather — Stuart Chase**) **v** **1** : to ask questions : INQUIRE **2** **obs** : TALK, CONVERSE, ARGUE **syn** see ASK

question-able \b-(h)chan> \b-(h)chan> **adj** **1** **obs** : admitting of being questioned : inviting questions, **2** **usu** : open to question or to be subject to judicial inquiry or action **3** : affording reason for being doubted, questioned, or challenged : not certain or exact : not acceptable immediately or without examination : PROBLEMATICAL, UNCERTAIN, UNSAFE (**the illustration is ~ but the notion implied may be sound — Samuel Alexander**) (**canners had taken in any ~ type of fruit at top prices — Farmer's Weekly (So. Africa)**) (**a highly ~ exercise of executive authority — A. A. Lester**) (**an ~ area — man's eyes were ~ light, a venture — C.A. Littlejohn**) **1974** **4** : attended by well-grounded suspicions of being immoral, crude, false, or unsound : dubious (**the property was at least ~ — G.B.Shaw**) (**the habit of living in ~ neighborhoods — M.D.Gelmar**) (**a ~ insurance broker — Milton Silverman**) **syn** see DOUTTUR

question-able-ness \b-(h)chan> **n** : **es** : the state of being questionable

question-ably \b-ble, -bil> **adv** : in a questionable manner : DOUTTUR, DUBIOUS, SUSPICIOUS (**estates her husband and son — Mrs. Bilt, Book News**)

question-ary \b-(h)chan> \b-(h)chan> **n** : **es** : **question** + **(ary, an suffix)** : a collection of questions ; esp : QUESTIONNAIRE (**~ circulated two years ago about 3000 laboratories — Lancelet**) (**~ containing 102 phrases and locutions — Amer. Guid. Serier**) (**questionary \b-(h)chan> \b-(h)chan> adj** : **1** put in the form of a question, asking or involving questions : question-hogging \b-(h)chan> \b-(h)chan> **2** : that involves the fallacy of petitio principii : that involves an assumption of something whose truth may be questioned (**question-begging arguments**) (**question-begging epithets**) (**question-begging questions**) (**question-begging questions**) **3** : something that involves an assumption on whose truth may be questioned (**most of us may think this question-begging — Manchester Guardian Weekly**)

question-ee \b-(h)chan> **n** : **es** : one that is questioned

questioned \b-(h)chan> **n** : **es** : one that questions

questioner \b-(h)chan> **n** : **es** : one that questions, esp. in a questionable manner

questioning \b-(h)chan> **adj** [U] **question** + **less** **1** : not to be questioned : INDUBITABLE (**remained always its born and ~ master — J.R.Lowell**) **2** : UNQUESTIONING (**clear mind and ~ faith — Lew Wallace**)

questionless \b-(h)chan> **adj** : in a questioning manner (**looked ~ at the doctor — G.G.Carter**)

question-ist \b-(h)chan> **n** : **1** : one that questions, esp. intensively or habitually : **2** : a schoolman, esp. a **2** **archaic** : a culturist, for a bachelor's degree in certain British universities during the term before final examinations

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questionnaire \b-(h)chan> **adv**, **archaic** : UNQUESTIONABLY, UNDOUBTEDLY (**can ~ write a poem and sing it —** **John Keats**)

questionnaire \b-(h)chan> **n** : **es** : a set of questions for obtaining statistically useful or personal information from an individual (**devise a special ~ on children's reading habits**) (**a telephone ~ addressed to six authors — J.K.Hutchens**) **2** : a written or printed questionnaire often with spaces for answers **3** : a survey made by the use of a questionnaire (**tabulate the results of the ~ —** **Springfield (Mass.) Union**) **3** : VIOLET **4** : **1** : one that questions, esp. in a questioning manner

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move suddenly, snatch, weave together — more at UP, BRAID]

1 *obs* : to bring forth as a cause for censure (she will come a time when this shall be ~ed to us —Jeremy Taylor)

1 : to criticize severely : find fault with (~, all forms of censure —W.A. Yeats)

1 : to reproach severely : scold vehemently (scolded her over the ~ for ~ them for bringing their children to such a place —Francis Stuart) 3 *archaic* : to make queasy: *NUSEATE* syn *SCOLD*

up-braider \-dər\ n -s : one that upbraids

up-braiding \-dəng\ adv : in an upbraiding manner

upbreak \-brāk\ vb [ME upbreken, fr. *up + breken* to break —more at BREAK] vi : to break up or open ~y : to force a way up (through the surface)

upbreak \-brāk\ n : an act or instance of breaking up; esp : ERUPTION, OUTBURST

upbreath \-brāth\ n : *up + breathe* archaic : to breathe up or out —*up + breath*

upbringings \-brāng\ n [fr. gerund of obs. *upbring* to bring up fr. ME upbringen, fr. *up + bringen* to bring] : the process of bringing up; early training (by ~ and temperament he is at home in high politics —Alain Campbell-Johnson); esp : a particular way of bringing up a child (had a strict old-fashioned ~ —A.W. Barkley)

upbuild \-būld\ vt [*up + build*] : to build up (man, ~ who can stand or defend himself —the earth —Van Wyck Brooks) (an attitude more favorable to the development of the sense of responsibility and the ~ing of character —Villanova College *Car*) —upbuilder "+(+)n"

up-by \-bē\ adv [*up + by*] chiefly *Scot* : up there

upcard \-kārd\ n [*up + card*] 1 a : the card turned up to start the play (as in rummy and stops games) called also *startup* b : the card at the top of a discard pile or talon (any card topped up) dealt *up*; specif: the first card dealt face up to start in stud poker

upcast \-kāst\ n [ME *upcasten*, fr. *up + casten* to cast —more at CAST] : to cast up

upcast \-kāst\ adj [ME, fr. past part. of *upcasten*] 1 : turned or directed upward (saw that she was blind, her face slightly ~ to her companion's —Lawrence Durrell) 2 : having an upward draft (as a mine) (the proposed ~away —ECONOMISTS)

upcast \-kāst\ n [ME *upcast*] 1 : ACCIDENT, CHANCE (kissed the back upon an ~ —Shak.) 2 : chiefly *Scot* : REPROACH, TAUNT

3 : an upward dislocation of a stratum 4 : the ventilating shaft (as in a mine) up which the air passes after circulation 5 : material that has been thrown up (as by digging)

upcheck \-chēk\ n [*up + check*] : a satisfactory mark in a test and esp. in a check flight

upchuck \-chūk\ vb [*up + chuck*] : VOMIT

upclimb \-klim\ vb [*up + climb*] : to climb up: ASCEND —upclose \-klōz\ vb [ME *upclosen*, fr. *up + close* to close —more at CLOSE] : to close up: SHUT

upcoast \-kōst\ adj [*up + coast*] : situated or going up the coast (the isolated ~ cannery will soon be a thing of the past —Canadian *Geog. Jour.*)

upcome \-kōm\ adj [*up + come*] 1 *Scot* : the outward appearance of a person 2 *Brit* : result, PRODUCTION

upcoming \-kōm\ n -s [ME, fr. *up + coming*, gerund of *come* to come (after *up* come up to come up)] : the action or process of coming up

upcoming \-kōm\ adj [*up + coming*, pres. part. of *come* (after *up* come, v.)] : coming up; esp : being in the near future

1 FORTHCOMING, APPROACHING (the ~ musicals and plays —J.E. Booth)

up-country \-kōnē\ adj [*up + country*, n. 1] : of, relating to, or characteristic of the interior of a country or a region (lying *up* there in that *up-country* region —John Galsworthy) (the representatives of the *up-country* interests —C.H. Wesley) (the great *up-country* fireplace —Miles Franklin)

up-country \-kōnē\ adv [*up + country*, n. 1] : to or in the interior of a country or a region (manned *up-country* with Indian guides —S.E. Morrison) (live *up-country* in comparative isolation —R.J.G. Boothby)

up-country \-kōnē\ n [*up + country*] : the interior of a country

upcropping \-kōp\ vb [*up + cropping*, gerund of *crop* (after *up* come, v.)] : an act or instance of cropping up: APPEARANCE, OUTCROP (the healthy ~ of sizable plants in modest towns —B.M. Bowie)

upcurl \-kōrl\ vb [*up + curl*] : to curl up (his boots... had ~ing toes —T.B. Costain)

upcurve \-kōrv\ vb [*up + curve*] : an upward curve

upcurved \-kōrv\ adj : curved part. of *curve* 1 : curving upward (as an *up* hill, which he sweeps back and forth through the shallows —Amer. *Guide Series* Wash.)

upcut \-kōpt\ vi [*up + cut*, v. 1] : to cut (machine work) while the tool is moving upward

upcut \-kōpt\ n [*up + cut*, n. 1] : an upward cut

update \-kōpt\ vi [*up + date*] : to bring up to date (the last four chapters read like files designed to round out and lengthen a longish article —John Galsworthy) (the novel is like that you ~ it down to date —O.J. Blunden)

update \-kōpt\ n : an *updater* "+(+)n"

updo \-pōd\ n [*up + do*] : an upswet hairstyle

updraft \-pōft\ n [*up + draft*] : an upward movement of air or other gas

updraft kiln n : a vertical kiln in which the heat is blown or directed upward through the kiln

updraw \-pōr\ vb [ME *updrawen*, fr. *up + drawn* to draw] 1 : to draw up: pull up

updraw \-pōr\ vi [*up + draw*] : an act or process of drawing up (with a *updraw* ~ of his knees to the other's chest, broke the grip —Jack London)

upend \-pēnd\ vb *-ed/-ino*-s [*up + end*, n.] vi 1 : to set on end; to turn up an end of (~ed a red basket and sat down —L.C. Douglas) 2 : was caught by a giant wave which ~ed him —Leonard Lyons) 2 a : to affect suddenly; turn upside down (a painstakingly executed *upend* —John Galsworthy)

upend \-pēnd\ vb [*up + end*, v.] : supplied with a material (as hot water) that is forced upward (an ~ heating system)

upfill \-pēl\ vb [ME *upfillen*, fr. *up + fillen* to fill] archaic : to fill up

upfit \-pēt\ n [*up + fitter* (after *up*, v.)] 1 : one that attaches hardware and trim to wooden furniture —called also *fitter* 2 : one that fits and assembles tops to casket bodies and puts in the hinges and other hardware —called also *fitter* 3 : an assembly line worker who installs door handles and other hardware in automobile bodies

upflare \-pēl\ n [*up + flare* (after *up*, v.)] : FLARE-UP

upfling \-pēl\ vi [*up + fling*] : to fling up

upflow \-pēl\ n [*up + flow*] (after *up*, v.) : an upward flow

upfly \-pēl\ vi [*up + fly*] : to fly up

upfold \-pēld\ vb [ME *upfolden*, fr. *up + folden* to fold] : to fold up

upfold \-pēld\ n [*up + fold*, n.] : stratified rocks that are folded upward to a crest: ANTICLINE

upfurled \-pēld\ adj [*up + furled*, past part. of *furl* (after *furl up*, v.)] : furled upward

upgang \-pēng\ vb [*up + gang*] n [ME (Sc), fr. *up + gang* (going) *chiefly* *Scot*] : ASCENT

upgather \-pēth\ vb [*up + gather*] : to gather up

upglide \-pēld\ n [*up + glide*] : an upward glide

upgliding \-pēld\ adj [*up + gliding*, pres. part. of *glide* (after *slide up*, v.)] : outgliding with an upward glide (as the vocalic parts of *day* and *dough* when these parts are diphthongal)

upgo \-pō\ vb [ME *upgoen*, *upgan*, fr. *up + gon*, *gan* to go —more at GO] : to go up: ASCEND

upgrade \-pōd\ n [*up + grade*, n. 1] : an upward grade (as of a road) (an beside his dogs on the ~s —Farley Mowat)

2 a : INCREASE (thefts and forgeries have been on the ~ —New Orleans *Adv.*) Times-Picayune) b : a rise toward a better life (as in *up* and *up* more than the occasional dislocation —O.W. Holmes 1935)

upgrade \-pōd\ adj [*up + grade*, n.] : toward a higher level on an incline (a locomotive going ~ —Danforth Ross)

upgrade \-pōd\ vt [*up + grade*, v.] : to raise the grade of; as b : to advance to a job requiring a higher level of skill esp. as part of a training program : advanced in professional rank c : to raise the quality of (as a manufactured product) d : to improve the classification and thus the price of (a product) without improving the quality —upgrader "+(+)n"

upgrowth \-pōrt\ n [*up + grow*] : to grow up

upgrowth \-pōrt\ n 1 : the process of growing up: upward growth : DEVELOPMENT (the ~ of the stolls during a rising sea level —F.P. Shepard) (a tremendous ~ of science and practical art —J.F. Fellner) 2 a : result of upward growth or development; specif: PROCESS 4

upgushing \-pōsh\ adj [*up + gushing*, pres. part. of *gush*] : gushing upward

upgushing \-pōsh\ n [*up + gush*] : gerund of *gush* : an act or instance of gushing upward

uphang \-pōng\ vt [*up + hang*] : to hang —more at HANG

up-hang \-pōng\ vb [ME *uphengen*, fr. *up + hangen*, *hangen* to hang —more at HANG]

up-haul \-pōhōl\ adj [*up + haul*] : chiefly *Scot* or of UPHOLD

up-headed \-pōhd\ adj [*up + headed*] : holding the head upright

upheaved \-pōvēd\ adj [ME *upheved*, fr. *up + heved*, past part. of *heven* to heave up (as in a *up* and *up* game)] : heaved up: ACCUMULATED

upheaved \-pōvēd\ adj [*up + heved*] (as in *up* and *up* games) 1 : the action of upheaving esp. of part of the earth's crust (as by volcanic action) b : an instance of upheaving esp. of the earth's crust 2 a : extreme agitation and disorder (as of society) : radical change : CONVULSION (unless immediate steps are taken... the seven-year-old federation will succumb to violent ~ —Leonard Ingalls) b : an instance of extreme disorderly agitation or radical change (the *up* and *up* movements during a war of independence —A.E. Stevenson 1919) 2 : *up* (ived) with an emotional ~ as shattering as an earthquake —Elizabeth Goudge) syn see COMMOTION

up-heaval \-pōvēl\ adj [*up + heaval*] : an advocate of the theory that upheaval explains geological changes

up-heave \-pōvē\ vb [ME *upheven*, fr. *up + heven* to heave —more at HEAVE] vi 1 : to heave up: LIFT, RAISE (great boulders were ~ed by the gold-seekers in their first eagles rush —Mary S. Broome) 2 : to move upward (as in a *up* and *up* game) 3 : to move upward (as in *up* and *up* games) with great violence (other parts of the coast, may be ~ed by deep-seated geologic forces —R.W. Smith) 2 : to disturb extremely : throw into disorder (the coming of the troops *upheaved* the whole province) ~vi : to move upward esp. with power (the surface of the bay... *upheaved* with a slow majestic movement —Bayard Taylor) —up-heaver "-(+)n"

up-heave-ment \-pōvēm\ n -s : UPHEAVAL

up-heave-ah \-pōvēh\ adj [*up + heaveh*] 1 : *U.S. & H. & A* [MB] up-heave-ah \-pōvēh\ adj [*up + heaveh*] : a *helden* (helden, holiday holiday) a festival held in Shetland on the last Tuesday night of January to mark the end of the winter season

uphill \-pōhl\ n [*up + hill*, n.] : rising ground: ASCENT (the ~ our pace was dragging and stiff —Bee Langley)

uphill \-pōhl\ adj [*up + hill*, n.] 1 : upward on a hill or incline (the heavy material is guided up the hill or incline) 2 : against the wind (as in *up* and *up* games) 3 : *up* (as in *up* and *up* games) (these *up* streets lay —Sacheverell Sitwell) 2 : against the wind (as in *up* and *up* games) 3 : *up* (as in *up* and *up* games) he is talking —Willa Cather)

uphill \-pōhl\ adj [*up + hold*] : an act of holding up

upholster \-pōhl\ vb [ME *upholsten*] : upholster: upholsterer

up-hold \-pōhd\ adj [*up + hold*] : to hold up: SUSTAIN, MAINTAIN (tried to ~ the morale of the occupied capital —F.L. Paxton) (the patrol went on... after the earthquake, thus ~ing the finest lines of force against an opponent) 1 : DEFEND (enough to ~ the air general against a strong and well-organized *up* and *up* —J.C. Jones) 2 : against difficulties: *up* (as in *up* and *up* games) 3 : against difficulties: *up* (as in *up* and *up* games) 4 : against difficulties: *up* (as in *up* and *up* games) 5 : to hold up: SUSTAIN, MAINTAIN

up-hold \-pōhd\ adj [*up + hold*] : to give support to (as by or action) 6 : SUSTAIN, MAINTAIN (tried to ~ the morale of the occupied capital —F.L. Paxton) (the patrol went on... after the earthquake, thus ~ing the finest lines of force against an opponent) 1 : DEFEND (enough to ~ the air general against a strong and well-organized *up* and *up* —J.C. Jones) 2 : against difficulties: *up* (as in *up* and *up* games) 3 : to hold up: SUSTAIN, MAINTAIN (tried to ~ the morale of the occupied capital —F.L. Paxton) (the patrol went on... after the earthquake, thus ~ing the finest lines of force against an opponent) 1 : DEFEND (enough to ~ the air general against a strong and well-organized *up* and *up* —J.C. Jones) 2 : against difficulties: *up* (as in *up* and *up* games) 3 : to hold up: SUSTAIN, MAINTAIN (tried to ~ the morale of the occupied capital —F.L. 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